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ITW #

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/753,417	01/09/2004	Rainer Hammann	020187.0173PTUS

32042
 PATTON BOGGS LLP
 8484 WESTPARK DRIVE
 SUITE 900
 MCLEAN, VA 22102



CONFIRMATION NO. 6382

FORMALITIES LETTER



OC00000001237375

Date Mailed: 04/15/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

07/30/2004 MAHME1 00000079 021666 10753417

01 FC:1051 130.00 DA

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature, possibly reading "SW", is written above a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IFW \$ /

Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Large Entity)			Docket No. P-5917
In Re Application Of: Rainer Hammann, et al			
Serial No. 10/753,417	Filing Date 01/09/2004	Examiner NYA	Group Art Unit NYA
Invention: Method of Detecting Antibiotic Resistance in Microorganisms			
<p style="text-align: center;"><u>Mail Stop Missing Parts</u> <u>TO THE COMMISSIONER FOR PATENTS:</u></p> <p>This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on <u>04/15/2004</u> Date</p> <p>Enclosed herewith for filing are the following:</p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)<input checked="" type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.<input checked="" type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.63.<input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.<input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.<input type="checkbox"/> Other (list): <div style="border: 1px solid black; height: 200px; width: 100%;"></div>			

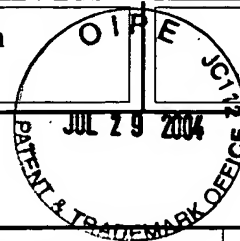


07/30/2004 MAH MED1 00000079 021666 10753417
02 FC:1252 420.00 DA

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
P-5917

In Re Application Of: Rainer Hammann, et al



Serial No.
10/753,417

Filing Date
01/09/2004

Examiner
NYA

Group Art Unit
NYA

Invention: Method of Detecting Antibiotic Resistance in Microorganisms

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee _____

☐ Design application filing fee _____

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees **\$130.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: June 15, 2004 until: August 15, 2004
Date Date

Total time extension fees **420**

Total fees due **\$550.00**

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
P-5917

In Re Application Of: Rainer Hammann, et al

Serial No.
10/753,417

Filing Date
01/09/2004

Examiner
NYA

Group Art Unit
NYA

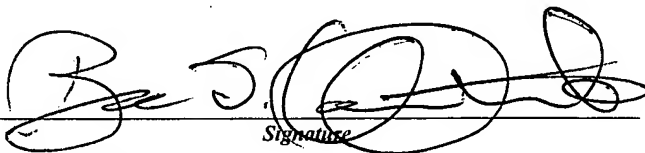
Invention: Method of Detecting Antibiotic Resistance in Microorganisms

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of \$550.00 is to be paid as follows:

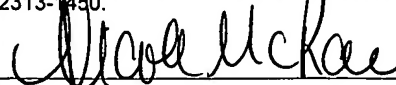
- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 02-1666
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.


Signature

Dated:

Bruce S. Weintraub
Attorney for Applicants
Reg. No. 34,277
Becton, Dickinson and Company
1 Becton Drive
Franklin Lakes, NJ 07417
201-847-7096

I certify that this document and fee is being deposited on 7/27/04 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Signature of Person Mailing Correspondence

Nicole M. McRae

Typed or Printed Name of Person Mailing Correspondence

CC: